

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

MAR 31 1965

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed.....

APR 13 1965

The applicant Henry L. Berk
 of 333 Reinhart Street Winnemucca, County of Humboldt,
 State of Nevada, hereby make s. application for permission to appropriate the public
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
 tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Panther Creek and Tributaries.
Name of stream, lake or other source.
2. The amount of water applied for is 3.5 second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet.....acre-feet
3. The water to be used for irrigation and domestic.
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated) 200
 - (b) Stockwater (state number and kinds of animals to be watered).....
 - (c) Other use (describe fully under "No. 11. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1, T. 31 N.,
R. 38 E., M.D.B. & M., or at a point from which the NE corner of said Sec. 1
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears N. 55° 11' 52" E., 5,598.3 feet.
it should be stated.
6. Place of use SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 36; all in
Describe by legal subdivision, if on unsurveyed land it should be so stated.
T. 32 N., R. 38 E., M.D.B. & M.
7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.) Earthen dam in the channel of
Panther Creek and open ditches.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$1,000
10. Estimated time required to construct works 2 years.
11. Remarks The supporting map under this application is included in the P.B.U. map under Permit No. 19581.

Applicant Henry L. Berk
By s/Charles C. Armuth, Jr.
Charles C. Armuth, Jr. Agent
Compared awb/hs hs/kd

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before September 25, 1966
Proof of commencement of work shall be filed before October 25, 1966
Work must be prosecuted with reasonable diligence and be completed on or before September 25, 1967
Proof of completion of work shall be filed before October 25, 1967
Application of water to beneficial use shall be made on or before September 25, 1970
Proof of the application of water to beneficial use shall be filed on or before October 25, 1970
Map in support of proof of beneficial use shall be filed on or before October 25, 1970

Commencement of work filed Oct 18, 1967
Completion of work filed OCT 16, 1968
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk. Page
WITNESS MY HAND AND SEAL this 25th day of March, 1966

NOV 30 1971
CANCELED County Recorder
BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
GEORGE W. HENNEN
Assistant State Engineer
Roland D. Westergaard
STATE ENGINEER